

See Attachment

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

FREDI ARMANDO GONZALES DELEON, :

Petitioner :

v. :

JANET RENO, ET AL., :

Respondents :

CIVIL NO. 1:CV-00-0702

(Judge Caldwell)

**FILED**  
HARRISBURG, PA

DEC 22 2000

MARY E. D'ANDREA, CLERK  
Per mt  
Deputy Clerk

ORDER

THE BACKGROUND OF THIS ORDER IS AS FOLLOWS:

The petitioner is being detained by the Immigration and Naturalization Service (INS) at the York County Prison. He filed this petition for a writ of habeas corpus on April 14, 2000, challenging his detention. He contended that the immigration judge's decision of July 28, 1999, terminating the removal proceedings against him should stand and that the INS's appeal of that order should be dismissed.

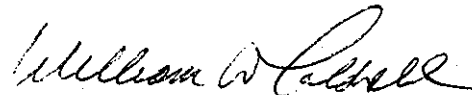
A response to the petition was filed on June 12, 2000 (doc. 11). Then on June 14, 2000, respondents filed another document entitled "Notice to the Court" (doc. 13) indicating that petitioner had contacted the Board of Immigration Appeals (BIA) stating that he now concurred in the INS's appeal of the immigration judge's decision finding him eligible for adjustment of status and informing the BIA that he now desired an order of removal.

If respondents' representations are true, it appears that the petition may now be moot.

Accordingly, this 22nd day of December, 2000, it is ordered that

1. Within 15 days of the date of this order, the petitioner shall notify the court whether respondents' representations are true and that he no longer challenges his detention and order of removal.

2. If the petitioner fails to comply with this order, the court will proceed on the petition as filed.



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WILLIAM W. CALDWELL  
United States District Judge

UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

\* \* MAILING CERTIFICATE OF CLERK \* \*

December 22, 2000

Re: 1:00-cv-00702 Gonzalez De Leon v. Reno

True and correct copies of the attached were mailed by the clerk  
to the following:

Fredi Armando Gonzalez De Leon  
CTY-YORK  
57 441  
York County Prison  
3401 Concord Road  
York, PA 17402

Dulce Donovan, Esq.  
U.S. Attorney's Office  
228 Walnut Street  
P.O. Box 11754  
Harrisburg, PA 17108

David Barasch  
United States Attorney  
P.O. Box 11754  
228 Walnut Street  
Harrisburg, PA 17108

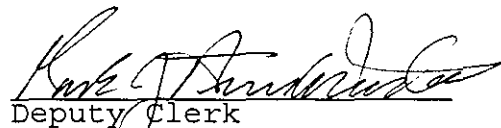
cc:	
Judge	(X )
Magistrate Judge	( )
U.S. Marshal	( )
Probation	( )
U.S. Attorney	( )
Atty. for Deft.	( )
Defendant	( )
Warden	( )
Bureau of Prisons	( )
Ct Reporter	( )
Ctroom Deputy	( )
Orig-Security	( )
Federal Public Defender	( )
Summons Issued	( ) with N/C attached to complt. and served by: U.S. Marshal ( ) Pltf's Attorney ( )
Standard Order 93-5	( )
Order to Show Cause	( ) with Petition attached & mailed certified mail

Bankruptcy Court ( )  
PRSLC (X )

to: US Atty Gen ( ) PA Atty Gen ( )  
DA of County ( ) Respondents ( )

MARY E. D'ANDREA, Clerk

DATE: December 22nd, 2000

BY:   
Deputy Clerk